

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

UNITED STATES OF AMERICA,

Plaintiff,

v.

TYLER ANDREW BERGLAND,

Defendant.

No. 13-cr-30206-DRH

ORDER

HERNDON, Chief Judge:

This matter was referred to United States Magistrate Judge Donald G. Wilkerson for the specific purpose of conducting a change of plea for defendant Tyler Andrew Bergland, pursuant to 28 U.S.C. § 636, LOCAL RULE 72.1(b)(2) and defendant Bergland (Doc. 19). Pursuant to FEDERAL RULE OF CRIMINAL PROCEDURE 11, the change of plea hearing was held on November 20, 2013 (Doc. 18). During the change of plea, defendant Bergland pled guilty to Counts 1 and 2 of the Indictment following a thorough colloquy with Judge Wilkerson. Thereafter, Judge Wilkerson issued a Report and Recommendation (“the Report”) recommending that the Court accept defendant Bergland’s plea of guilty (Doc. 22).

In accordance with 28 U.S.C. § 636(b)(1)(B), the parties were allowed fourteen days to file written objections. As of this date, neither party has filed an objection. Therefore, the Court **ADOPTS** the Report in its entirety. Thus, based on the record in the case, the recommendation of the Magistrate Judge, the consent of the defendant to plead before the magistrate without subsequent

objection, it is the finding of the Court in the case of *United States v. Tyler Andrew Bergland*, that defendant Bergland was fully competent and capable of entering an informed plea, that defendant Bergland was aware of the nature of the charges and the consequences of the plea, and that the plea of guilty was a knowing and voluntary plea supported by an independent basis in fact containing each of the essential elements of the offense. Accordingly, the Court **ACCEPTS** the guilty plea and **ADJUDGES** defendant Tyler Andrew Bergland **GUILTY** on the charges in the Indictment. The Court **REMINDS** the parties that this matter is set for sentencing on April 4, 2014, at 2:30 p.m.

IT IS SO ORDERED.

Signed this 13th day of December, 2013.

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David R. Herndon
Date: 2013.12.13
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Chief Judge
United States District Court